

E AND R AMENDMENTS TO LB128

Introduced by Murante, 49, Chairman Enrollment and Review

1 1. Strike the original sections and all amendments
2 thereto and insert the following new sections:

3 Section 1. Section 28-906, Revised Statutes Cumulative
4 Supplement, 2012, is amended to read:

5 28-906 (1) A person commits the offense of obstructing a
6 peace officer: ~~when~~

7 (a) By intentionally and knowingly removing a firearm
8 or weapon from a peace officer in uniform or a peace officer
9 displaying a badge of authority who is engaged in the performance
10 of his or her official duties; or

11 (b) When, by intentionally and knowingly using or
12 threatening to use violence, force, physical interference, or
13 obstacle, he or she intentionally and actually obstructs, impairs,
14 or hinders ~~(a)~~ (i) the enforcement of the penal law or the
15 preservation of the peace by a peace officer or judge acting
16 lawfully under color of his or her official authority or ~~(b)~~ (ii) a
17 police animal assisting a peace officer acting lawfully pursuant to
18 the peace officer's official authority.

19 (2) For purposes of this section, police animal means
20 a horse or dog owned or controlled by the State of Nebraska or
21 any county, city, or village for the purpose of assisting a peace
22 officer acting pursuant to his or her official authority.

23 (3) Obstructing a peace officer is a Class I misdemeanor.

1 Sec. 2. Original section 28-906, Revised Statutes
2 Cumulative Supplement, 2012, is repealed.

3 2. On page 1, strike beginning with "28-101" in line
4 1 through line 4 and insert "28-906, Revised Statutes Cumulative
5 Supplement, 2012; to change the offense of obstructing a peace
6 officer; and to repeal the original section."